

CAHILL GORDON & REINDEL LLP
EIGHTY PINE STREET
NEW YORK, NY 10005-1702

ROBERT A. ALESSI
HELENE R. BANKS
ANIRUDH BANSAL
DAVID L. BARASH
LANDIS C. BEST
BRADLEY J. BONDI
BROCKTON B. BOSSON
JAMES J. CLARK
CHRISTOPHER W. CLEMENT
AYANO K. CREED
SEAN M. DAVIS
STUART G. DOWNING
ADAM M. DWORKIN
ANASTASIA EFIMOVA
JENNIFER B. EZRING
JOAN MURTAGH FRANKEL
JONATHAN J. FRANKEL
PIERRE M. GENTIN

CHARLES A. GILMAN
ARIEL GOLDMAN
JASON M. HALL
WILLIAM M. HARTNETT
NOLA B. HELLER
CRAIG M. HOROWITZ
DOUGLAS S. HOROWITZ
TIMOTHY B. HOWELL
DAVID G. JANUSZEWSKI
ELAI KATZ
BRIAN S. KELLEHER
RICHARD KELLY
CHÉRIE R. KISER*
JOEL KURTZBERG
TED B. LACEY
MARC R. LASHBROOK
ALIZA R. LEVINE

TELEPHONE: (212) 701-3000
WWW.CAHILL.COM

1990 K STREET, N.W.
WASHINGTON, DC 20006-1181
(202) 862-8900

CAHILL GORDON & REINDEL (UK) LLP
24 MONUMENT STREET
LONDON EC3R 8AJ
+44 (0)20 7920 9800

WRITER'S DIRECT NUMBER

(212) 701-3403

JOEL H. LEVITIN
GEOFFREY E. LIEBMANN
BRIAN T. MARKLEY
WILLIAM J. MILLER
NOAH B. NEWITZ
MICHAEL J. OHLER
DAVID R. OWEN
JOHN PAPACHRISTOS
LUIS R. PENALVER
KIMBERLY PETILLO-DÉCOSSARD
SHEILA C. RAMESH
MICHAEL W. REDDY
OLEG REZZY
JAMES ROBINSON
THORN ROSENTHAL
TAMMY L. ROY
JONATHAN A. SCHAFFZIN

MICHAEL A. SHERMAN
DARREN SILVER
JOSIAH M. SLOTNICK
RICHARD A. STIEGLITZ JR.
SUSANNA M. SUH
ANTHONY K. TAMA
JONATHAN D. THIER
SEAN P. TONOLLI*
JOHN A. TRIPODORO
GLENN J. WALDRIP, JR.
HERBERT S. WASHER
MICHAEL B. WEISS
S. PENNY WINDLE
DAVID WISHENGRAD
COREY WRIGHT
JOSHUA M. ZELIG
DANIEL J. ZUBKOFF

* ADMITTED IN DC ONLY

July 12, 2018

UMB Bank, N.A. v. Sanofi, No. 15 Civ. 8725 (GBD) (RWL)

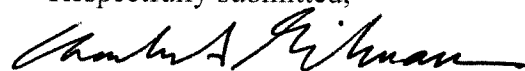
Dear Magistrate Judge Lehrburger:

I write as counsel for Plaintiff UMB Bank, N.A., as Trustee, in response to the letter to Your Honor from counsel for Sanofi e-filed a few minutes ago. There has been no failure of conferral in good faith.

The Responses and Objections of the Trustee appended to the Sanofi letter have nothing to do with the issues presented in the Trustee's letter motion, and are qualitatively different than those of Sanofi that are the subject of the Trustee's pending letter motion. In its responses, the Trustee agreed to produce one or more 30(b)(6) deponents on relevant topics and the Trustee offered to confer in good faith concerning its objections to topics viewed as beyond the proper scope of discovery. Conferral as to scope of topics is appropriate, and we welcome it.

In contrast, the Sanofi responses that are the subject of the Trustee's pending letter motion do not agree to produce any deponent and do not offer to confer on anything. Rather, Sanofi flatly refuses to produce any corporate representative to testify on any of the 23 subjects of examination. We take the Weil Gotshal law firm at its word. In the face of Sanofi's flat refusal, repeated 23 times, to produce any deponent on any subject, there is no conversation to be had. Judicial relief is required. Mr. Neuwirth's letter does not address any of the well-settled law governing the issues presented and presents no basis for denial of the relief requested.

Respectfully submitted,



s/ Charles A. Gilman

CAHILL GORDON & REINDEL LLP

- 2 -

Hon. Robert W. Lehrburger
United States Magistrate Judge
Southern District of New York
500 Pearl Street
New York, New York 10007-1312

BY ECF CC: COUNSEL OF RECORD VIA ECF